

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD
SAN FRANCISCO BAY REGION

ORDER NO. 79-66

NPDES NO. CA0037974

REVISING AN ORDER REQUIRING WEST CONTRA
COSTA SANITARY DISTRICT (FORMERLY SAN PABLO
SANITARY DISTRICT) TO CEASE AND DESIST FROM
DISCHARGING WASTES CONTRARY TO REQUIREMENTS
PRESCRIBED BY THE CALIFORNIA REGIONAL WATER
QUALITY CONTROL BOARD, SAN FRANCISCO BAY REGION

The California Regional Water Quality Control Board, San Francisco Bay Region
finds:

1. On October 15, 1974, the Regional Board adopted Order No. 74-101, an NPDES Permit, prescribing waste discharge requirements for the West Contra Costa Sanitary District (formerly San Pablo Sanitary District and hereinafter referred to as the discharger).
2. On August 19, 1975, the Regional Board adopted Order No. 75-54 to amend Order No. 74-101, and revise the compliance time schedule.
3. On July 19, 1977, the Regional Board adopted Order 77-105 to require the discharger to cease and desist from discharging wastewaters contrary to the requirements of Order 74-101 as amended. Order 77-105 prescribed a time schedule to construct an outfall to achieve compliance with initial dilution and un-ionized ammonia requirements and also prescribed a time schedule to provide facilities to assure adequate treatment during peak wet weather flow periods, as required by Order 74-101 as amended.
4. The discharger is constructing an interceptor and outfall, but due to delays in grant funding, anticipates completion in August 1980, 5 months later than required by the Cease and Desist Order.
5. The discharger is currently designing wet weather flow treatment and storage facilities, but due to delays in wet weather monitoring caused by the prolonged drought, anticipates construction completion in April 1982, 16 months later than required by the Cease and Desist Order.
6. The discharger has proceeded and is proceeding in good faith towards completion of tasks described in Findings 4 and 5 above. Delays have been largely beyond the discharger's control.
7. On June 19, 1979, the Board adopted Order No. 79-65 reissuing an NPDES permit to the discharger.

8. The discharge requirements of Order 79- 65 provide, in part, as follows:

"...

B. Receiving Water Limitations

...

2. The discharge of waste shall not cause the following limits to be exceeded in waters of the State in any place within one foot of the water surface:

...

d. Un-ionized ammonia as N	0.025 mg/l Annual Median
	0.4 mg/l Maximum

...

D. Discharge Prohibitions

3. Discharge of waste at any point where it does not receive a minimum initial dilution of 45:1, other than periods when the Delta outflow is greater 8,000 cubic feet (227 M3) per second, is prohibited. During the periods of Delta outflow greater than 8,000 cubic feet (227 M3) per second, the waste shall receive a minimum initial dilution of 10:1 at all times.

..."

9. The discharge requirements of Orders 79-65 also provide:

"...

D. Discharge Prohibitions

1. Bypass or overflow of untreated wastewaters to waters of the State either at the treatment plant or from the collection system is prohibited..."
10. Investigation by Regional Board staff and reports from the discharger and his representatives indicate that the discharger is violating or threatening to violate the requirements listed in Findings 8 and 9 above.
11. On June 19, 1979, at a meeting starting at 9:30 a.m. in the Assembly Room, State Building, 1111 Jackson Street, Oakland, California, after due notice to the discharger and all other affected persons, the Regional Board conducted a public hearing at which the discharger appeared and evidence was received concerning the discharge.

12. The Board finds that this action is an order to enforce waste discharge requirements previously adopted by the Board. This action is therefore categorically exempt from the provisions of the California Environmental Quality Act (CEQA) pursuant to Section 15121 of the Resources Agency Guidelines.

IT IS HEREBY ORDERED THAT:

- A. The discharger cease and desist from discharging wastes contrary to requirements listed in Findings 8 and 9 of this Order.
- B. The discharger shall comply with Board Order No. 79-65 for receiving water provision B.2.d. and discharge prohibition D.3. in accord with the following schedule:

Complete construction of interceptor and outfall	August 1, 1980
Achieve compliance	September 1, 1980

- C. The discharger shall comply with Board Order No. 79-65 for discharge prohibition D.1 during times of peak wet weather flow in accord with the following schedule:

Complete design	December 1, 1979
Advertise for bids	March 1, 1980
Start construction	May 1, 1980
Complete storage basins	September 1, 1981
Complete all construction	April 1, 1982
Full compliance	May 1, 1982

- D. The discharger is required to file monthly report on progress toward compliance with this Order, beginning 30 days after its adoption.

- E. If, in the determination of the Executive Officer, the discharger fails to comply with the provisions of this Order, the Executive Officer is authorized to take the following action after approval of the Board Chairman:

- Request the Attorney General to take the appropriate enforcement action against the discharger, including injunction and civil monetary remedies, if appropriate; and/or

- Schedule a hearing for the Board to consider whether to restrict or prohibit the volume, type, or concentration of waste that may be added to the sewer system.

If the Executive Officer determines that the provisions of this Order are violated and does not refer the matter to the Attorney General or schedule a hearing to consider a restriction on additional discharges to the sewer system, he is instructed to report to the Board the reasons that the discharger has been unable to comply with the provisions of this Order.

I, Fred H. Dierker, Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of an Order adopted by the California Regional Water Quality Control Board, San Francisco Bay Region, on June 19, 1979.

FRED H. DIERKER
Executive Officer